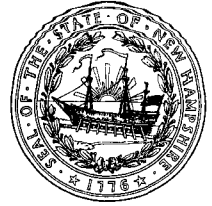




The State of New Hampshire  
**Department of Environmental Services**



Michael P. Nolin  
Commissioner

August 3, 2006

**LETTER OF DEFICIENCY# WSEB 06-062**  
Certified Mail# 7099 3400 0003 6156 0229

Thomas Behrens  
Best Western Sunapee Lake Lodge  
1403 Rte 103  
Newbury, NH 03255

Subject: Newbury - Public Water System: Best Western Sunapee Lake Lodge (EPA# 1658200)

Dear Mr. Behrens:

The records of the NH Department of Environmental Services (DES) show that the Best Western Sunapee Lake Lodge water system is classified as a public water system (PWS), as defined by RSA 485:1-a. A PWS is defined as any water system serving 15 or more services, or 25 or more people for 60 or more days per year. As such, the water system owner is required to submit samples to the State laboratory or a State-certified laboratory for coliform bacteria analysis in compliance with NH Administrative Rule Env-Ws 325.

DES records show that Standard Maximum Contaminant Level (MCL) violations for total coliform bacteria, as defined in NH Admin. Rule Env-Ws 313.01, have occurred and that letters of violation were issued for the following months:

**May 2006 and June 2006**

Additionally, as the result of a Sanitary Survey on May 19, 2004, DES cited the Best Western Sunapee Lake Lodge water system for several deficiencies. A copy of the Sanitary Survey report is enclosed. DES records indicate that Covell & Associates, Inc. was hired to investigate the bacteria contamination events that occurred in 2004. On June 15, 2004, DES was notified by Chris Covell that Capital Well Company was scheduled to correct the deficiencies identified during the May 2004 Sanitary Survey, as well as a hole in the casing that had been found. DES has no record, however, indicating whether or not all the deficiencies and the casing hole were in fact corrected.

DES believes the MCL violations can be corrected, and future violations prevented by taking the following actions:

1. **By August 18, 2006**, submit to DES in writing the status of the deficiencies identified in the May 2004 Sanitary Survey; and
2. **By August 18, 2006**, retain the services of a qualified water system consultant to address the system's water quality problems relative to the recent bacteria contamination and any unresolved deficiencies; and

3. **By September 1, 2006**, submit to DES for review a copy of the consultant's report which shall include recommendations to correct the bacteria contamination; and
4. **By September 15, 2006**, submit to DES for review and approval an implementation schedule which identifies specific dates by which steps to correct the bacteria contamination will be accomplished.

In the event compliance is not achieved within this period, DES may initiate formal action, including issuing an order requiring the deficiencies to be corrected, initiating an administrative fine proceeding, and/or referring the matter to the NH Department of Justice for imposition of appropriate penalties.

The documents requested above should be addressed as follows:

Allyson Gourley  
Department of Environmental Services  
Water Supply Engineering Bureau  
29 Hazen Drive, P.O. Box 95  
Concord, NH 03302-0095

Assistance may be available to you through a variety of sources. Financial, managerial and technical assistance is available through either of two government funded technical assistance providers. These are Granite State Rural Water Association ((603)-753-4055) and RCAP Solutions, Inc. (1-800-488-1969). Health related questions may be directed to Dave Gordon of the DES Bureau of Environmental and Occupational Health whose number is 271-4608. If you have any questions regarding this letter, please contact Allyson Gourley at (603) 271-0672 or by email at [agourley@des.state.nh.us](mailto:agourley@des.state.nh.us).

Sincerely,

**COPY**

Sarah Pillsbury, P.G., Administrator  
Water Supply Engineering Bureau

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cc: Gretchen R. Hamel, DES Legal Unit Administrator  
Town of Newbury Health Officer  
Kevin Martin, Sampling Agent  
EPA, Region 1

cc: Jim Gill, P.E., DES  
Jack Shields, GSRWA  
Robert Morancy, RCAP Solutions, Inc.  
Dave Gordon, DES BEOH